S.B.Cr.Misc. Bail App. No. 4659/07

(Pankaj Kumar Vs. State of Rajasthan)

Date of order : 18/09/2007

HON'BLE MR.H.R.PANWAR, J.

Mr. M.K.Garg for the petitioner.

Mr. Ashok Upadhyay, Public Prosecutor.

Heard learned counsel for the petitioner and the Public Prosecutor for the State. Perused the order impugned.

It is contended by learned counsel for the petitioner that the petitioner has not been named in the FIR. The allegation of causing injury by sword is against co-accused Ashu who alleged to have inflicted injury by sword to Sandeep.

Looking to the facts and circumstances of the case and the fact that no overt act has been assigned to the present petitioner as also he has not been named in the FIR, having considered the oral arguments advanced by both the parties, I think it just and proper to enlarge the accused petitioner on bail.

Accordingly, this bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioner Pankaj Kumar S/o Vijay Kumar be released on bail in FIR No. 223/2007, P.S. Sadar,

Sriganganagar, provided he executes a personal bond for a sum of Rs. 20,000/- with two sound and solvent sureties in the sum of Rs. 10,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR), J.

RP